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Paper No. 9

MEDTRONIC, INC.
710 MEDTRONIC PARKWAY NE
MS-LC340
MINNEAPOLIS MN 55432-5604

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SEP 24 2002

OFFICE OF PETITIONS

In re Application of :
Dahl, Soukup, Perttu, Thornton, :
Belden, and Sommer : DECISION ACCORDING STATUS
Application No. 10/034,905 : UNDER 37 CFR 1.47(a)
Filed: 28 December, 2001 :
Attorney Docket No. P-9334.00 :

This is in response to the renewed petition filed under 37 CFR 1.47(a) on 18 September, 2002.

The petition is **GRANTED**.

Petitioner has shown that the non-signing inventor, Joe Perttu, has refused to join in the filing of the above-identified application after having been sent a copy of the application papers. Specifically, petitioners have supplied a copy of the letter transmitting a copy of the application papers to Perttu. Perttu has failed, however, to sign and return the declaration naming him as a joint inventor along with Roger Dahl, Thomas. M. Soukup, Arnold Thornton, Elisabeth L. Belden, and John L. Sommer.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the declaration. Notice of the filing of this application will also be published in the Official Gazette.

The application is being forwarded to Technology Center 3700 for examination in due course.

Telephone inquiries related to this decision should be directed to the undersigned at 703-308-6918.

A handwritten signature in black ink, appearing to read "D Wood", is positioned above the typed name.

Douglas I. Wood
Senior Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy